

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF NEW YORK

In re: Robert A. Dollinger

Case No. 15-60014

Chapter 13

Debtor(s).

LOSS MITIGATION REQUEST BY DEBTOR(S) AND CERTIFICATE OF SERVICE

PURSUANT TO SECTION V OF THE COURT'S LOSS MITIGATION PROGRAM PROCEDURES, THE CREDITOR(S) NAMED HEREIN HAS/HAVE 14 DAYS FROM SERVICE OF THIS REQUEST TO FILE AND SERVE AN OBJECTION TO LOSS MITIGATION REQUEST AND A NOTICE OF HEARING ON OBJECTION TO LOSS MITIGATION REQUEST ON THE DEBTOR(S), DEBTOR(S)' ATTORNEY, AND THE CASE TRUSTEE. IF AN OBJECTION TO LOSS MITIGATION REQUEST AND A NOTICE OF HEARING ON OBJECTION TO LOSS MITIGATION REQUEST ARE NOT FILED, THE COURT MAY ENTER A LOSS MITIGATION ORDER.

I am/We are the Debtor(s) in this case and hereby request to enter into the Loss Mitigation Program with respect to my/our Property located at:

Address: 51 Harry L. Drive

Kirkwood, NY 13795;

With the following Creditor(s):

Creditor's Name and Address:

Wells Fargo Home Mortgage

P.O. Box 10335

Des Moines, IA 50306

Additional Creditor's Name and Address:

With respect to the Property, Creditor is the holder of a:

☒ First Mortgage

☐ Second Mortgage

☐ Other (please specify): _____

With respect to the Property, Additional Creditor is the holder of a:

☐ First Mortgage

☐ Second Mortgage

☐ Other (please specify): _____

Signature:

I understand that if the court orders Loss Mitigation in this case, I am required to comply with the Loss Mitigation Program Procedures and will participate in good faith. **I understand that Loss Mitigation is voluntary for all parties and that I am not required to enter into any agreement or settlement with any other party as part of entry into the Loss Mitigation Program. I also understand that no other party is required to enter into any agreement or settlement with me.** I understand that I am not required to request dismissal of my case as part of any resolution or settlement that is offered or agreed to during Loss Mitigation. I also understand that if a Loss Mitigation Order is entered, I am responsible pursuant to section VII(B) of the Loss Mitigation Program Procedures for adjourning any matters pending between the Loss Mitigation Parties for which I am the movant. I certify that the Property in question consists only of real property used as my principal residence in which I hold an interest.

Dated: 4/14/15

/s/ Robert Dollinger
Debtor

Dated: _____

Joint Debtor

Loss Mitigation Contact Information for Attorney for Debtor(s):

Name: Peter A. Orville

Title: Attorney for Debtor

Firm: Peter A. Orville, P.C.

Address: 30 Riverside Drive

Address 2: _____

City: Binghamton State: NY Zip Code: 13905

Phone No.: 607-770-1007 Facsimile No.: 607-770-1110

Email Address: sheiladesantis1@gmail.com

CERTIFICATE OF SERVICE

I, Sheila K. DeSantis, state under penalty of perjury that the following is true and accurate.

(1) That I am not a party to this action, am over 18 years of age, and reside in Binghamton, New York.

(2) That on April 24, 20 15, I served a true and accurate copy of the above Loss Mitigation Request by Debtor(s)—

—by notice of electronic filing (NEF) via the CM/ECF system upon the following parties at the email addresses listed below:

Michael Chatwin rocbkcourt@logs.com
Mark W. Swimelar-Trustee trustee@cnytrustee.com
U.S. Trustee USTPRegion02.UT.ECF@usdoj.gov

—by first class mail upon the following parties at the addresses listed below:

Shapiro, DiCaro & Barak LLC
Attn: Michael Chatwin, Esq.
175 Miles Crossings Blvd.
Rochester, NY 14624

—by certified mail upon the following parties at the addresses listed below:

Wells Fargo Home Mortgage
Attn: John Stumpf, CEO
MAC#D3347-014 Stateview Blvd.
Fort Mill, SC 29715

Dated: April 24, 20 15
Binghamton, New York

/s/ Sheila K. DeSantis
Name

Sworn to before me this

24th day of April, 20 15

/s/ Peter A. Orville

Notary Public, State of New York - County of Broome
Reg. No. 02026101109
Commission Expires: 12/13/15 3